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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LEE MAX BARNETT,
Petitioner,

vs.

JILL BROWN, Warden of
San Quentin State Prison,
Respondent.

No. CIV S 99-2416 DFL PAN P

DEATH PENALTY CASE

**[Proposed]
ORDER AMENDING BUDGET TO
REFLECT INCREASE
IN HOURLY RATE**

On ex parte application of petitioner's counsel and good cause appearing, IT IS
ORDERED:

1. The hourly compensation rate for Robert D. Bacon, counsel for Petitioner under the
Criminal Justice Act, is increased from \$110 to \$160, retroactively to February 1, 2005.

2. The case budget for Phase 2, as last amended July 19, 2004, is further amended by
adding an additional \$2,500.00 to allow the increased rate to be applied to 50 hours of attorney time.

Signed April _20_, 2005.

s/ Peter A. Nowinski
PETER A. NOWINSKI
UNITED STATES MAGISTRATE JUDGE